

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

MICHAEL J. DOLAN,

Plaintiff,

-vs-

COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

CASE NO. 05-CV-74708

PAUL D. BORMAN
UNITED STATES DISTRICT JUDGE

MONA K. MAJZOUN
UNITED STATES MAGISTRATE JUDGE

ORDER

**(1) ACCEPTING THE MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION;
(2) DENYING PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT;
AND (3) GRANTING DEFENDANT'S MOTION FOR SUMMARY JUDGMENT**

Before the Court is the Magistrate Judge's February 5, 2007 Report and Recommendation: (1) Denying Plaintiff's Motion for Summary Judgment and (2) Granting Defendant's Motion for Summary Judgment. (Docket No. 26). Neither party has filed timely objections under 28 U.S.C. § 636(b)(1) and Local Rule 72.1(d)(2). Having reviewed the Magistrate Judge's conclusions of fact and discussion of law, the Court hereby:

- (1) **ACCEPTS** the Magistrate Judge's Report and Recommendation;
- (2) **DENIES** Plaintiff's Motion for Summary Judgment; and
- (3) **GRANTS** Defendant's Motion for Summary Judgment.

SO ORDERED.

s/Paul D. Borman
PAUL D. BORMAN
UNITED STATES DISTRICT JUDGE

Dated: March 14, 2007

CERTIFICATE OF SERVICE

Copies of this Order were served on the attorneys of record by electronic means or U.S. Mail on March 14, 2007.

s/Denise Goodine

Case Manager